

**MINUTES  
FREMONT CITY COUNCIL MEETING  
APRIL 10, 2012  
FREMONT CITY HALL  
7:00 P.M.**

**1. PRELIMINARY**

- a. Call to Order:** Mayor Morrison called the meeting to order.
- b. Flag Salute:** Mayor Morrison led the salute to the flag.
- c. Roll Call:** Present: Mayor Morrison, Vice Mayor Natarajan, Councilmembers: Harrison and Chan.  
Absent: Councilmember Dutra
- d. Announcements by Mayor/City Manager**

**2. CONSENT CALENDAR**

- \* **a. Waive Reading of Ordinances:** The City Attorney read the titles of ordinances to be considered.

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council waived further readings of proposed ordinances.

Ayes:	Mayor Morrison, Vice Mayor Natarajan, Councilmembers: Harrison and Chan
Noes:	None
Absent:	Councilmember Dutra
Abstain:	None

- \* **b. Approval of Minutes** – None.
- \* **c. Mayor Morrison opened consideration of Appropriation of \$80,000 in Community Service Block Grant Funding from the Fremont Family Resource Center non-profit to the City FRC support services fund**

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council accepted the grant funding from the FRC non-profit organization, the recipient of the grant, and appropriated \$80,000 in Community Service Block Grant funding to Fund 108.5399 (FRC Support Services).

Ayes:	Mayor Morrison, Vice Mayor Natarajan, Councilmembers: Harrison and Chan
Noes:	None

Absent: Councilmember Dutra  
Abstain: None

- \* d. **Mayor Morrison opened consideration of Appropriation of \$43,500 in Community Service Block Grant received by the Family Resource Center Nonprofit from the City of Oakland to the City Family Resources Center Support Services Fund**

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council accepted \$43,500 of Community Service Block Grant funding from the City of Oakland, through the Fremont Family Resource Center Non-Profit Organization, for calendar year 2012, and appropriated the funds to Fund 108.5399 (FRC Support Services). An appropriation of \$43,500, beginning January 1, 2013, will be incorporated in the City's budget adoption process for FY 2012/13.

Ayes: Mayor Morrison, Vice Mayor Natarajan,  
Councilmembers: Harrison and Chan  
Noes: None  
Absent: Councilmember Dutra  
Abstain: None

- \* e. **Mayor Morrison opened consideration of Acceptance and Appropriation of \$60,000 Grant from Toyota USA Foundation through the Fremont Family Resource Center to the City FRC Support Services Fund**

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council approved appropriation of \$60,000 in funding from Toyota USA Foundation to the Fremont Family Resource Center, Fund 108.5399(FRC Support Services).

Ayes: Mayor Morrison, Vice Mayor Natarajan,  
Councilmembers: Harrison and Chan  
Noes: None  
Absent: Councilmember Dutra  
Abstain: None

- \* f. **Mayor Morrison opened consideration of Request for Approval to Enter into Contract with Eden Housing Resident Services, Inc., to Provide Senior Service Coordinator Services at Cottonwood Senior Housing**

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council:

1. Authorized the City Manager or his designee to enter into a one year service contract with Eden Housing Resident Services, Inc., to provide supportive senior services at the Cottonwood Senior Housing, commencing April 15, 2012.
2. Appropriated \$20,000 in FY 2011/12 funds from this service contract to Fund 562 to cover anticipated contract expenses through the end of the fiscal year.

Ayes: Mayor Morrison, Vice Mayor Natarajan,  
Councilmembers: Harrison and Chan  
Noes: None  
Absent: Councilmember Dutra  
Abstain: None

- \* g. **Mayor Morrison opened consideration of a Public Hearing (Published Notice, Display Ad) to Consider Rescinding Various Adopted Citywide Resolutions and Accompanying Development Policies That are no Longer Relevant and/or That Have Been Superseded Related to Design Guidelines and Standards, Water Efficiency, Circulation Improvements, Affordable Housing Bonding, Historic Resource Preservation, Quasi-Public Uses, and Park Fees; and to Consider Amendments to Fremont Municipal Code Title VIII (Planning and Zoning), Chapter 1 (Subdivisions) and Chapter 3 (Street Right of Way Improvement Ordinance) for Text Reference Clean up Associated with the Subject Development Policies**

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council:

1. Held public hearing.
2. Found that the project was considered as part of the Draft and Final Environmental Impact Report (DEIR/FEIR) for the General Plan update.
3. Found the rescission of development policies and proposed Municipal Code amendments are in conformance with the relevant provisions contained in the City's General Plan. These provisions include the designations, goals, objectives and policies set forth in the General Plan's Land Use, Community Character, Community Plans, Conservation and Safety Elements.
4. Found the public necessity, convenience and general welfare require the adoption of the Municipal Code amendments because such action is necessary to eliminate duplicative processes and provide consistent policy direction resulting in more efficient and effective development review.
5. Adopted Resolution No. 2012-16 rescinding the development policies.
6. Waived full reading and introduced an ordinance amending Title VIII, Chapter 1 and Chapter 3.
7. Directed staff to prepare and the Clerk to publish a summary of the ordinance.

Ayes: Mayor Morrison, Vice Mayor Natarajan,  
Councilmembers: Harrison and Chan  
Noes: None  
Absent: Councilmember Dutra  
Abstain: None

- \* h. **Mayor Morrison opened consideration of a Resolution Authorizing the Submittal of a Housing-Related Parks Program Grant Application to the State Department of Housing and Community Development**

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council adopted Resolution No. 2012-17:

1. Authorizing the submittal of a Housing-Related Parks Program grant application to the State Department of Housing and Community Development in the amount for which the City of Fremont is eligible, estimated to be \$142,250, and;
2. Authorizing the City Manager, or his designee, to execute all necessary program and grant documents.
3. If the grant is awarded to the City of Fremont, then Council approves the appropriation of the grant funds to 525PWC8505, Los Cerritos Community Park Picnic Area project.

Ayes: Mayor Morrison, Vice Mayor Natarajan,  
Councilmembers: Harrison and Chan  
Noes: None  
Absent: Councilmember Dutra  
Abstain: None

**3. CEREMONIAL ITEMS - None.**

**4. PUBLIC COMMUNICATIONS**

**a. Oral and Written Communications**

**5. SCHEDULED ITEMS**

**a. Mayor Morrison opened consideration of a Public Hearing (Published Notice, Display Ad) to Introduce an Ordinance of the City of Fremont, Adding Article 20.5 To Fremont Municipal Code Title VIII (Planning And Zoning), Chapter 2 (Zoning) and Amending and Repealing Various Sections Regarding Renewable Energy Systems**

Associate Planner Scott Ruhland provided an overview and PowerPoint presentation. Mayor Morrison opened the public hearing. Ed Pentaleri expressed various concerns. There were no other speakers. Staff responded to questions from Councilmembers.

On a motion by Vice Mayor Natarajan, seconded by Councilmember Harrison, the City Council:

1. Held public hearing.
2. Adopted the Negative Declaration and found this action reflects the independent judgment of the City of Fremont.
3. Eliminated provisions for ground mounted wind energy systems on properties designated as residential on the General Plan land use diagram and limit roof mounted wind energy systems to one system per residentially designated parcel.
4. Found that the proposed ordinance is in conformance with the relevant provisions contained in the City's General Plan. These provisions include the designations, goals, objectives and policies set forth in the General Plan's Conservation Element as enumerated within the staff report.

5. Found the public necessity, convenience and general welfare require the adoption of the ordinance because the City of Fremont recognizes that the efficient use of renewable energy systems reduces on-site consumption of utility supplied electricity, reduces dependence on nonrenewable energy sources and results in an overall reduction of greenhouse gas emissions.
6. Introduced an ordinance adding Article 20.5 to Fremont Municipal Code Title VIII (Planning and Zoning), Chapter 2 (Zoning) and amending and repealing various sections regarding renewable energy systems.
7. Directed staff to prepare and the Clerk to publish a summary of the ordinance.

Ayes: Mayor Morrison, Vice Mayor Natarajan,  
Councilmembers: Harrison and Chan  
Noes: None  
Absent: Councilmember Dutra  
Abstain: None

#### **6. REPORT FROM CITY ATTORNEY - None.**

#### **7. OTHER BUSINESS**

- a. **Mayor Morrison opened consideration of a Resolution Adopting An Updated Art in Public Places Program Policy and a Companion Ordinance Clarifying the Effective Resolution Governing this Policy**

This item was added to the Consent Calendar.

On a motion by Councilmember Harrison, seconded by Councilmember Chan, the City Council:

1. Introduced an Ordinance to amend the ordinance setting out the art review board duties and responsibilities by eliminating reference to the resolution number of the resolution adopting the art in public places program policy .
2. Adopted Resolution No. 2012-18 approving a new Art in Public Places Program Policy and rescinding the old Resolution and Policy.

Ayes: Mayor Morrison, Vice Mayor Natarajan,  
Councilmembers: Harrison and Chan  
Noes: None  
Absent: Councilmember Dutra  
Abstain: None

#### **8. COUNCIL COMMUNICATIONS**

- a. **Council Referrals – None.**
- b. **Oral Reports on Meetings and Events**

\*Consent Items

Councilmembers reported on their various meetings and activities.

**9. SUCCESSOR AGENCY - None.**

**10. ADJOURNMENT:** There being no further business, Mayor Morrison adjourned the meeting at 7:45 p.m.

Attest:

Approved:

---

Susan Gauthier, Deputy City Clerk

---

GUS MORRISON, Mayor